

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/540,968	03/31/2000	Stanley Mo	INTL-0365- (P8584)	2086
7590 03/22/2005			EXAMINER	
Timothy N Tro Trop Pruner & F				
8554 Katy Freeway			ART UNIT	PAPER NUMBER
Suite 100	•			
Houston, TX	77024		DATE MAILED: 03/22/200	5

Please find below and/or attached an Office communication concerning this application or proceeding.

crition of Non-Compliant Appeal Brief (37 CFR 41.37) The MAILING DATE of this communication applicated Brief filed on 27 December 2004 is defective and dismissal of the appeal, applicant must file a contract of the appeal of the mailing date of this of the Armonic MAY BE GRANTED UNDER 37 CFR 1.136.  The brief does not contain the items required unheading or in the proper order.  The brief does not contain a statement of the something withdrawn, objected to, canceled), or does not the At least one amendment has been filed subsequently as the statement of the status of each such amendment claims involved in the appeal, referring to the set of the statement of	ve for failure to comply with complete new brief in complete Notification, whichever is nder 37 CFR 41.37(c), or the tatus of all claims, (e.g., rejidentify the appealed claim quent to the final rejection, and (37 CFR 41.37(c)(1)(iv)) nation of the subject matter	one or more provisions of cliance with 37 CFR 41.37 valonger. <b>EXTENSIONS OF</b> the items are not under the dected, allowed or confirmed is (37 CFR 41.37(c)(1)(iii)).	37 CFR within ONE THIS TIME proper d,		
The MAILING DATE of this communication applied Brief filed on 27 December 2004 is defective a dismissal of the appeal, applicant must file a cor THIRTY DAYS from the mailing date of this MAY BE GRANTED UNDER 37 CFR 1.136.  The brief does not contain the items required unheading or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not At least one amendment has been filed subsequents and the status of each such amendment that the status of each such amendment claims involved in the appeal, referring to the status involved in the appeal, referring to the status of the status of the status involved in the appeal, referring to the status involved in the appeal, referring to the status of the status involved in the appeal, referring to the status involved in the appeal, referring to the status of the status involved in the appeal, referring to the status involved in the appeal, referring to the status of the status of the status involved in the appeal, referring to the status of the status involved in the appeal, referring to the status of the status involved in the appeal, referring to the status of the status of the status involved in the appeal appears the status of t	Andrew Joseph Rudy  Dears on the cover sheet with  Ve for failure to comply with  Complete new brief in comply  S Notification, whichever is  Inder 37 CFR 41.37(c), or the  tatus of all claims, (e.g., rejidentify the appealed claim  quent to the final rejection, and (37 CFR 41.37(c)(1)(iv))  Contact of the subject matter	h the correspondence address one or more provisions of eliance with 37 CFR 41.37 valonger. EXTENSIONS OF the items are not under the elected, allowed or confirmed is (37 CFR 41.37(c)(1)(iii)).	37 CFR within ONE THIS TIME proper d,		
deal Brief filed on 27 December 2004 is defectively defended by a defective description of the appeal, applicant must file a content of the appeal of this of the appeal of the mailing date of this of the brief does not contain the items required undeading or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not at least one amendment has been filed subsect statement of the status of each such amendment of the status of each such amendment claims involved in the appeal, referring to the status of	pears on the cover sheet with the for failure to comply with complete new brief in comply in Notification, whichever is ander 37 CFR 41.37(c), or the tatus of all claims, (e.g., rejidentify the appealed claims quent to the final rejection, and (37 CFR 41.37(c)(1)(iv)) thation of the subject matter	th the correspondence addressions of the one or more provisions of the pliance with 37 CFR 41.37 valonger. EXTENSIONS OF the items are not under the fected, allowed or confirments (37 CFR 41.37(c)(1)(iii)). and the brief does not contain.	37 CFR within ONE THIS TIME proper d,		
deal Brief filed on 27 December 2004 is defectively defended by a defective description of the appeal, applicant must file a content of the appeal of this of the appeal of the mailing date of this of the brief does not contain the items required undeading or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not at least one amendment has been filed subsect statement of the status of each such amendment of the status of each such amendment claims involved in the appeal, referring to the status of	ve for failure to comply with complete new brief in complete Notification, whichever is nder 37 CFR 41.37(c), or the tatus of all claims, (e.g., rejidentify the appealed claim quent to the final rejection, and (37 CFR 41.37(c)(1)(iv)) nation of the subject matter	one or more provisions of cliance with 37 CFR 41.37 valonger. <b>EXTENSIONS OF</b> the items are not under the dected, allowed or confirmed is (37 CFR 41.37(c)(1)(iii)).	37 CFR within ONE THIS TIME proper d,		
d dismissal of the appeal, applicant must file a cor THIRTY DAYS from the mailing date of this DMAY BE GRANTED UNDER 37 CFR 1.136.  The brief does not contain the items required unheading or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not the At least one amendment has been filed subsequently as the statement of the status of each such amendment that the status of each such am	complete new brief in comp s Notification, whichever is nder 37 CFR 41.37(c), or the tatus of all claims, (e.g., rejidentify the appealed claim quent to the final rejection, a ent (37 CFR 41.37(c)(1)(iv))	eliance with 37 CFR 41.37 valonger. <b>EXTENSIONS OF</b> the items are not under the fected, allowed or confirmed is (37 CFR 41.37(c)(1)(iii)).	within ONE THIS TIME  proper d,		
or THIRTY DAYS from the mailing date of this DMAY BE GRANTED UNDER 37 CFR 1.136.  The brief does not contain the items required understanding or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not the statement of the statement a concise explanation of the brief does not contain a concise explanation of the statement of the stateme	s Notification, whichever is nder 37 CFR 41.37(c), or the tatus of all claims, (e.g., rejidentify the appealed claim quent to the final rejection, and (37 CFR 41.37(c)(1)(iv)) that in of the subject matter	he items are not under the lected, allowed or confirments (37 CFR 41.37(c)(1)(iii)).	THIS TIME proper d,		
heading or in the proper order.  The brief does not contain a statement of the swithdrawn, objected to, canceled), or does not At least one amendment has been filed subsequent of the status of each such amendment (a) The brief does not contain a concise expland claims involved in the appeal, referring to the status of each such amendment claims involved in the appeal, referring to the status of each such amendment claims involved in the appeal, referring to the status of each such amendment claims involved in the appeal, referring to the status of each such amendment claims involved in the appeal, referring to the status of each such amendment claims involved in the appeal of the status of each such amendment claims involved in the appeal of the status of each such amendment claims.	tatus of all claims, (e.g., rejidentify the appealed claimquent to the final rejection, and (37 CFR 41.37(c)(1)(iv))	jected, allowed or confirments (37 CFR 41.37(c)(1)(iii)). and the brief does not conta	d,		
withdrawn, objected to, canceled), or does not At least one amendment has been filed subsect statement of the status of each such amendmed (a) The brief does not contain a concise expland claims involved in the appeal, referring to the second	identify the appealed claim quent to the final rejection, a ent (37 CFR 41.37(c)(1)(iv)) nation of the subject matter	s (37 CFR 41.37(c)(1)(iii)). and the brief does not conta ).	•		
statement of the status of each such amendme  (a) The brief does not contain a concise explan  claims involved in the appeal, referring to the s	ent (37 CFR 41.37(c)(1)(iv)) nation of the subject matter	).	ain a		
claims involved in the appeal, referring to the s		defined in each of the inde			
appeal and for each dependent claim argued s 35 U.S.C. 112, sixth paragraph, and/or (2) set t as corresponding to each claimed function with	Is to: (1) identify, for each in eparately, every means plu forth the structure, material n reference to the specificat	ne number and to the drawi ndependent claim involved us function and step plus fu , or acts described in the sp	ings, if any, in the nction under pecification		
The brief does not contain a concise statement 41.37(c)(1)(vi))	of each ground of rejection	n presented for review (37	CFR		
The brief does not present an argument under a 41.37(c)(1)(vii)).	separate heading for each	ground of rejection on appe	al (37 CFR		
The brief does not contain a correct copy of the 41.37(c)(1)(viii)).	e appealed claims as an ap	pendix thereto (37 CFR			
other evidence entered by the examiner and re	lied upon by appellant in th	ne appeal, along with a state	ement		
The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR 41.37(c)(1)(x)).					
Other (including any explanation in support of t	he above items):				
	Archew 703-30	8-7808 2-6789 (after 4/13/05)	· }		
	by reference characters; and/or (b) the brief fair appeal and for each dependent claim argued so as 5 U.S.C. 112, sixth paragraph, and/or (2) set the scorresponding to each claimed function with the drawings, if any, by reference characters (3). The brief does not contain a concise statement 41.37(c)(1)(vi)).  The brief does not present an argument under a 41.37(c)(1)(vii)).  The brief does not contain a correct copy of the 41.37(c)(1)(viii)).  The brief does not contain copies of the evidence of the evidence entered by the examiner and resetting forth where in the record that evidence of the brief does not contain copies of the decision dentified in the Related Appeals and Interferent 41.37(c)(1)(x)).  Other (including any explanation in support of the Summary of Invention is deficient as the concision Issues has been presented in juxtaposition to the	by reference characters; and/or (b) the brief fails to: (1) identify, for each is appeal and for each dependent claim argued separately, every means plus 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material as corresponding to each claimed function with reference to the specification the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).  The brief does not contain a concise statement of each ground of rejection 41.37(c)(1)(vi))  The brief does not present an argument under a separate heading for each 41.37(c)(1)(vii)).  The brief does not contain a correct copy of the appealed claims as an ap 41.37(c)(1)(viii)).  The brief does not contain copies of the evidence submitted under 37 CFI other evidence entered by the examiner and relied upon by appellant in the setting forth where in the record that evidence was entered by the examina CFR 41.37(c)(1)(ix)).  The brief does not contain copies of the decisions rendered by a court or dentified in the Related Appeals and Interferences section of the brief as 41.37(c)(1)(x)).  Other (including any explanation in support of the above items):  The Summary of Invention is deficient as the concise explanation recited is overly been presented.	by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved appeal and for each dependent claim argued separately, every means plus function and step plus furst of the structure, in a separately, and/or (2) set forth the structure, material, or acts described in the state corresponding to each claimed function with reference to the specification by page and line number the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).  The brief does not contain a concise statement of each ground of rejection presented for review (37 cf. 41.37(c)(1)(vi))  The brief does not present an argument under a separate heading for each ground of rejection on appet 41.37(c)(1)(vii)).  The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).  The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or other evidence entered by the examiner and relied upon by appellant in the appeal, along with a statisting forth where in the record that evidence was entered by the examiner, as an appendix thereto CFR 41.37(c)(1)(ix)).  The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding dentified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 Cf. 41.37(c)(1)(x)).  Other (including any explanation in support of the above items):  The Summary of Invention is deficient as the concise explanation recited is overly broad. Also, no concise state of Issues has been presented in juxtaposition to the claim language on appeal. Further, no Grouping of Claims		